

Notice of Allowability

Application No.

10/758,079

Examiner

Navin Natnithithadha

Applicant(s)

KAO, HAN-CHIN

Art Unit

3736

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 23 February 2004.
2. ☒ The allowed claim(s) is/are 4-6.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

REASONS FOR ALLOWANCE

1. Claims 4 and 5 have been amended. Claims 1-3 have been cancelled. Claims 4-6 are pending.
2. The objections to Specification are WITHDRAWN in view of the Amendment.
3. Applicant's arguments, see page 7-10 of Remarks, filed 23 February 2006, with respect to claims 4-6 have been fully considered and are persuasive. The 35 U.S.C. 103(a) rejections of claims 4-6 have been withdrawn.
4. Claims 4-6 are allowed.
5. The following is an examiner's statement of reasons for allowance:

Claims 4-6: The closest prior art to the Applicant's invention are discussed below:

Honma et al. does not teach one of the at least two conductive electrodes is inserted into each of the at least two through holes of the fixed base from an interior of the casing and protruding from the casing; each of the at least two conductive electrodes being movable between compressed and extended positions and having a flange limiting a length of outward movement in the extended position; one of the at least two elastic members having a first end pressing outwardly against an interior of each of the at least two conductive electrodes and a second end connected to the micro alternate current generator and the alternate current resistance measuring circuit; nor do Honma et al. teach, when the electrodes engage the skin, the at least two elastic members providing a constant pressure between the skin and the at least two conductive electrodes.

Arai et al. does not teach one of the at least two conductive electrodes is inserted into each of the at least two through holes of the fixed base from an interior of the casing and protruding from the casing', each of the at least two conductive electrodes being movable between compressed and extended positions and having a flange limiting a length of outward movement in the extended position', one of the at least two elastic members having a first end pressing outwardly against an interior of each of the at least two conductive electrodes and a second end connected to the micro alternate current generator and the alternate current resistance measuring circuit; nor do Arai et al. teach, when the electrodes engage the skin, the at least two elastic members providing a constant pressure between the skin and the at least two conductive electrodes.

Even if the teachings of Homma et al and Arai et al were combined, the resultant combination would not teach or suggest: one of the at least two conductive electrodes is inserted into each of the at least two through holes of the fixed base from an interior of the casing and protruding from the casing.

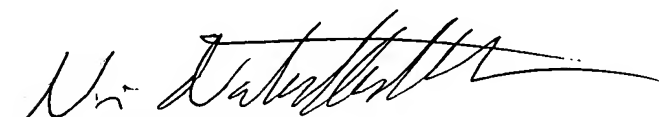
Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

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6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Navin Natnithithadha whose telephone number is (571) 272-4732. The examiner can normally be reached on Monday-Friday, 8:00-4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Max Hindenburg can be reached on (571) 272-4726. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Navin Natnithithadha
Patent Examiner
GAU 3736
15 March 2006

